IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

**ORDER**
IN
**S.B. Civil Second Appeal No.256/2006**

Bharat Lal S/o Narayan
...plaintiff-appellant
Versus
Ramji Lal S/o Prabhu
...defendant-respondents

**Date of Order ::: 22.11.2006**

Present
**Hon'ble Mr. Justice Narendra Kumar Jain**

Shri Rajneesh Gupta, Advocate, for
Shri Satyendra Kumar Gupta, Counsel for appellant
Shri J.P. Goyal, Counsel for respondents
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**By the Court**:-

Heard learned counsel for the parties.

The plaintiff-appellant filed a suit for permanent injunction in the lower court, which was dismissed. The judgment and decree passed by the lower court has been affirmed by the first appellate court also.

I have heard the learned counsel for the parties and after considering their submissions in the light of the findings of both the courts below, I find that the controversial issues involved in the present case relate to the questions of fact and there is concurrent finding of fact by both the courts below,

which cannot be interfered with by this Court in second appeal under Section 100 of the C.P.C.

No substantial question of law is involved in this second appeal and the same is accordingly dismissed at admission stage itself with no order as to costs.

**(Narendra Kumar Jain) J.**

//Jaiman//